



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

1595 Wynkoop Street  
Denver, CO 80202-1129  
Phone 800-227-8917  
www.epa.gov/region8

**CONSENT FOR ACCESS TO PROPERTY**

RIGHT OF ENTRY TO PREMISES:

The Property Owner (the Grantor) consents to and authorizes the United States Environmental Protection Agency (EPA) and its authorized representatives and their contractors collectively the Grantee, to enter and perform certain environmental sampling activities upon the following premises:

**Owner's Name:** Jo Grant Mining Company, Steve Fearn

**Property Covered By this Agreement:** (property description, parcel ID or mine claim)

Location ID	Description	Claim Name/ SN#
A27	Burns Gulch	Cynic 126
A28	Animas below Burns Gulch	Edward 210
A29	Silver Wing Mine	Rob Roy 499
		Edward 210
		Cynic 126
A30	Animas below Silver Wing Mine	Rob Roy 499
		Edward 210
		Cynic 126

PURPOSE OF RESPONSE ACTIVITIES:

The EPA is requesting access to collect water quality, sediment, and aquatic insect samples and flow measurements from the Animas River and tributaries at your property. The sampling activities may include any of the following:

- Access the sample locations by foot to collected water samples, sediment samples and flow measurements.
- Conduct sampling events during the high flow period (spring runoff) and in the low flow period (fall/winter) to collect samples and flow measurements.
- Placement of an automated sampling device called a "mini-sipper", a select few locations, to collect continuous water samples and store them in the device for a period of weeks or months. Retrieval of the "mini-sipper" device and collected samples once the sampling period is completed.
- Collect aquatic insects by placing a net in the river to capture insects floating downstream.
- Portions of the main stem of the Animas River may have fish collection events in cooperation with Colorado Parks & Wildlife (CWP).

ENVIRONMENTAL RESPONSE ACTIVITIES:

By signing this Access Agreement, the Property Owner is granting EPA, its employees and their contractors, and representatives including the United States Geological Survey (USGS), United States Fish & Wildlife Service (USFWS), Bureau of Land Management (BLM), the Colorado Department of Public Health and Environment (CDHPE) and the Colorado Division of Reclamation, Mining & Safety (CDRMS) the right to enter the property, at all reasonable times and with prior notice, for the sole purpose of conducting the sampling described above. This consent for access shall remain in effect for a period of [5] years from the date of signature of this agreement.

AGREEMENT NOT TO INTERFERE

The Property Owner agrees to not interfere or tamper with any of the water quality and sediment sampling activities, or the equipment used to perform the sampling activities.

This written permission is given voluntarily with knowledge of the right to refuse and without compulsion or promises of any kind. The Property Owner understands that if there is any damage by the work conducted by EPA or their authorized representatives, contractors, or sub-contractors then EPA or authorized representatives, contractors or sub-contractors shall repair such damage to the extent practicable.

☒ I grant access to my property(s)

Stephen C. Fearn , President Jo Grant Mining Company, Inc. April 22, 2015  
Signature Date

Mailing Address: P.O. Box 299, Silverton, Colorado 81433

Email Address: fearneng@rmi.net

Daytime Phone No. (970) 946-9243

After signing, please return to: Paula Schmitt diel, Remedial Project Manager  
U.S. Environmental Protection Agency  
1595 Wynkoop St.  
Denver, Colorado 80202-1129  
Mail Code: 8EPR-SR  
Office Phone: 303-312-6861  
Cell Phone: 720-951-0795  
Email: [schmitt diel.paula@epa.gov](mailto:schmitt diel.paula@epa.gov)

or

Liz Fagen, Remedial Project Manager  
U.S. Environmental Protection Agency  
1595 Wynkoop St.  
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